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10 **UNITED STATES DISTRICT COURT**
11 **DISTRICT OF NEVADA**

12 LARON ONEAL, individually,

13 Plaintiff,

14 vs.

15 ALBERTSON'S, LLC d/b/a
16 ALBERTSON'S; SAFEWAY INC. d/b/a
17 ALBERTSON'S; ALBERTSON'S STORES
18 SUB LLC; AB ACQUISITION LLC; DOES
19 1 through 100 and ROE CORPORATIONS 1
through 100, inclusive,

20 Defendants.
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Case No.: 2:23-cv-00643-APG-MDC

**STIPULATION AND ORDER TO
EXTEND DISCOVERY DEADLINES
(Second Request)**

22 IT IS HEREBY STIPULATED by and between Plaintiff LARON ONEAL ("Plaintiff")
23 and Defendants ALBERTSON'S, LLC d/b/a ALBERTSON'S, SAFEWAY INC. d/b/a
24 ALBERTSON'S, ALBERTSON'S STORES SUB LLC, and AB ACQUISITION LLC, through
25 their undersigned counsel of record, that certain discovery deadlines shall be continued for a
26 period of ninety (90) days for the reasons expressed herein.

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Pursuant to Local Rule IA 6-1(a), the parties state that this is the second request for an extension in this case.

DISCOVERY COMPLETED TO DATE – LR 26-3(a)

1. The parties attended an Fed. R. Civ. P. 26(f) conference on May 22, 2023.
2. The parties have served their Initial Disclosures pursuant to Fed. R. Civ. P. 26(a).
3. Defendant served its First Supplement to its Initial Disclosures on September 14, 2023.
4. On June 30, 2023, Plaintiff served written discovery on Defendant. Defendant served responses.
5. On July 12, 2023, Defendant served written discovery on Plaintiff. Plaintiff has served responses to this discovery.
6. On September 13, 2023, this Court granted the parties stipulated protective order.
7. A site inspection took place on September 26, 2023.
8. Plaintiff served his First Supplement to its Initial Disclosures on November 20, 2023.
9. Defendant served its Second Supplement to its Initial Disclosures on November 20, 2023.
10. The deposition of Plaintiff Laron Oneal was taken on November 21, 2023.
11. Plaintiff served his Second Supplement to its Initial Disclosures on December 6, 2023.
12. Defendant served its Third Supplement to its Initial Disclosures on December 19, 2023.
13. Expert reports were served by both parties on December 19, 2023.

DISCOVERY REMAINING – LR 26-3(b)

1. Rebuttal reports are to be served by January 19, 2024.
2. Defendant Corporate Witness Deposition.
3. Defendant employee Deposition(s).
4. Depositions of Experts.
5. Additional Fact Witness Depositions.

REASON FOR EXTENSION – LR 26-3(c)

Pursuant to LR IA 6-1 and LR 26-3, the parties represent that good cause exists for the extension of the applicable deadlines in this matter. The parties have been diligent in conducting discovery, and still intend on disclosing Rebuttal Expert Disclosures on the current January 19th deadline. Additional discovery, including but not limited to depositions, however, are still needed. Furthermore, the parties have discussed the possibility of conducting a mediation, requiring additional time. Therefore, the parties respectfully request an extension of the deadlines as referenced in the chart below by an additional ninety (90) days.

NEW DISCOVERY DEADLINES – LR 26-3(d)

Discovery	Current Deadline	New Deadline
Amending Pleadings/Adding Parties	Closed	Closed
Expert Witness Disclosure	Closed	Closed
Rebuttal Expert Disclosure	January 19, 2024	No Change
Discovery Deadline	February 19, 2024	May 20, 2024
Dispositive Motions	March 22, 2024	June 19, 2024
Pretrial Order	April 19, 2024	July 19, 2024

If this extension is granted, all anticipated additional discovery should be concluded within the stipulated extended deadline. The parties represent that this request for extension of discovery deadlines is made by the parties in good faith and not for the purpose of delay.

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DATED this 11th day of January, 2024.

DATED this 11th day of January, 2024.

BACKUS | BURDEN

/s/ Dallin Knecht

JACK P. BURDEN, ESQ.

Nevada Bar No. 6918

DALLIN KNECHT, ESQ.

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Attorneys for Defendants

Attorneys for Plaintiff

IT IS SO ORDERED.

UNITED STATES MAGISTRATE JUDGE

DATED: 1-18-2024

